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# TRANSFERS AND SALES OF FEDERAL LANDS AND OTHER MISCELLANEOUS FOREST LEGISLATION

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## HEARINGS

BEFORE THE

COMMITTEE ON AGRICULTURE

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH CONGRESS

SECOND SESSION

MARCH 16 AND 23, JUNE 30, JULY 1 AND 27, 1964

Serial YY

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WASHINGTON : 1964

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# H.R. 10069, TO AUTHORIZE THE EXCHANGE OF PUBLIC LANDS ADJACENT TO THE LASSEN NATIONAL FOREST IN CALIFORNIA, AND FOR OTHER PURPOSES

TUESDAY, JUNE 30, 1964

HOUSE OF REPRESENTATIVES,  
FORESTS SUBCOMMITTEE OF THE COMMITTEE ON AGRICULTURE,  
Washington, D.C.

The subcommittee met, pursuant to notice, in room 1310, Longworth House Office Building, at 10 a.m., Hon. George Grant (chairman of the subcommittee) presiding.

Present: Representatives Grant, Matthews, Harding, Hagan of Georgia, Duncan, McIntire, Teague of California, Short, and Mrs. May.

Also present: Mrs. Christine Gallagher, clerk, and John Heimbarger, general counsel.

Mr. GRANT. The subcommittee will come to order. We have for consideration this morning H.R. 10069, a bill by our colleague, Congressman Harold Johnson of California.

(H.R. 10069 and the Department report thereon follow:)

[H.R. 10069, 88th Cong., 2d sess.]

A BILL To authorize the exchange of lands adjacent to the Lassen National Forest in California, and for other purposes

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the provisions of the Act of March 20, 1922 (42 Stat. 465), as amended and supplemented by the Act of February 28, 1925 (43 Stat. 1090), and the Act of June 11, 1960 (74 Stat. 205), are hereby extended to the following described lands:

TOWNSHIP 31 NORTH, RANGE 11 EAST, MOUNT DIABLO MERIDIAN

Section 8, southwest quarter southwest quarter, west half southeast quarter southwest quarter;

Section 18, north half northeast quarter northeast quarter, northwest quarter northeast quarter, northeast quarter southwest quarter, lot 3.

Lands conveyed to the United States under this Act shall, upon acceptance of title, become parts of the Lassen National Forest and shall be subject to the laws, rules, and regulations applicable thereto.

DEPARTMENT OF AGRICULTURE,  
Washington, D.C., May 12, 1964.

HON. HAROLD D. COOLEY,  
Chairman, Committee on Agriculture,  
House of Representatives.

DEAR MR. CHAIRMAN: This is in reply to your request of March 13, 1964, for a report on H.R. 10069, a bill to authorize the exchange of lands adjacent to the Lassen National Forest in California, and for other purposes.

We recommend that this bill be enacted.



H.R. 10069 would extend the provisions of the act of March 20, 1922 (42 Stat. 465), as amended and supplemented by the acts of February 28, 1925 (43 Stat. 1090) and June 11, 1960 (74 Stat. 205), to 198.24 acres of privately owned land as described in detail in the bill. Lands conveyed to the United States pursuant to the authority in the bill would upon acceptance of title become parts of the Lassen National Forest and subject to the laws, rules, and regulations applicable thereto.

The tracts described in H.R. 10069 adjoin lands now part of the Lassen National Forest. However, they are outside of the exterior boundaries of that national forest and hence are not subject to the land exchange authority in the acts cited above. They are timbered lands, largely cutover, and suitable for national forest purposes including public recreation. They are presently owned by companies engaged in logging and sawmilling in the area.

The described lands lie close to Eagle Lake, a large body of water in eastern Lassen County, which is being used increasingly for public recreation. National forest areas adjoin the lakefront on the west, south, and southeasterly shores. However, on the south and southeasterly periphery of the lake, which is the most accessible and best suited for public use, national forest land consists of a very narrow strip some of which is only 200 to 300 feet wide. Development of public use areas to accommodate future demands for camping and other outdoor recreation pursuits requires a small acreage of additional lands to augment this narrow strip and expand the present public ownership. The tracts described in H.R. 10069 are very well suited to this purpose. If acquired by the United States, they will provide an excellent supplement to the present national forest area to accommodate the anticipated public-use impact during the next two decades.

Acquisition of the described lands in exchange for national forest lands and timber of comparable value at locations mutually satisfactory to the owners involved and the Government appears feasible and desirable. Enactment of H.R. 10069, therefore, will help promote systematic, long-range multiple-use plans and programs for this section of the Lassen National Forest adjacent to Eagle Lake.

The Bureau of the Budget advises that there is no objection to the presentation of this report from the standpoint of the administration's program.

Sincerely yours,

ORVILLE L. FREEMAN.

Mr. GRANT. We will recognize Mr. Johnson.

#### STATEMENT OF HON. HAROLD T. (BIZZ) JOHNSON, A REPRESENTATIVE IN CONGRESS FROM THE STATE OF CALIFORNIA

Mr. JOHNSON. I have a brief statement, Mr. Chairman, which I will submit for the record with your permission.

Mr. GRANT. Very well.

(Mr. Johnson's prepared statement follows:)

#### STATEMENT OF HON. HAROLD T. (BIZZ) JOHNSON, A REPRESENTATIVE IN CONGRESS FROM THE STATE OF CALIFORNIA

Mr. Chairman, I appreciate the opportunity to appear here today in support of my bill, H.R. 10069, which would authorize the exchange of lands adjacent to the Lassen National Forest in California.

We have here a situation whereby a reservoir, known as Eagle Lake, is developing rapidly as a recreation center. I might say that some of the biggest trout caught in California are caught in this lake. It is the center of a biological field station of Chico State College and it has become a popular boating and swimming area.

There is a great need to protect the shores for continued public use and also recreation development in the immediate vicinity of the lake. A private timber company which owns some lakefront property with the finest recreation potential has agreed to exchange it for other timber property well away from the lake. This is the most economical way that the Forest Service can acquire valuable lakefront access.

The only problem is that the land offered by the Fruit Growers Supply Co. and Shasta Forest Co. is adjacent to the Lassen National Forest, but not actually

within its boundaries. My legislation would permit the exchange regardless of this.

The Forest Service, as you know, has endorsed the proposal completely. Local government has concurred in the proposal and I might add, have recognized the great recreation potential of the area by proper zoning. Lassen County is prepared to assist in the development of the recreation facilities there.

Mr. Chairman, I appreciate the hearings being held today and certainly hope that this committee will look with favor upon the legislation. It seems to me to be a most realistic solution to the problem.

Mr. JOHNSON. Speaking in support of H.R. 10069, I certainly appreciate the opportunity to have this heard this morning. This measure was agreed to by local government and the Forest Service. The county of Lassen in California and Lassen National Forest got together and agreed to ask for an exchange of property. There is a private holding there adjacent to Eagle Lake that is owned by the Fruit Growers Supply Co. and the Shasta Forest Co. They are old logging people that have been in the lumber business for years in Lassen County prior to the time this lake was developed by the State. The State has moved in there and built some launching ramps and other recreation facilities, and our State college at Chico has a station there on the lake for research work. The lake is being used by many, many people in California. Access to the lake is rather limited.

This piece of property, the 198.24 acres, will give them a sizable piece of real estate adjacent to the lake with lake frontage for public development. The county has agreed to go in and assist the Forest Service in the initial development and then turn their facilities over to the Forest Service for operation.

The Forest Service will work out exchanges within the Lassen National Forest in exchange for this land with the Fruit Growers Supply Co. and Shasta Forest Co. They still own timber in Lassen County. They are interested in timber, not in recreation development.

I might say the reason for this bill is that the property that the lumber company owns, adjacent to Eagle Lake, is outside the Lassen National Forest. Therefore, it is necessary that this bill be passed enabling the Forest Service and the lumber company to get together and work out the exchange. As I understand it, it is agreeable to both parties, is agreeable to the local government, the county of Lassen, and certainly our State is in full support and welcomes this type of development to assist us in providing recreation for our people.

I do not know how many of you people have been to Lassen County, but this is one of the most picturesque lakes we have in that region. It has established in it a fishery second to none, and people are there by the thousands. Since our State is growing, naturally we need more access for the public to these lakes that lie in the mountains.

If there are any questions, I will try to answer them.

Mr. GRANT. Thank you. Am I correct in assuming that there is no cash consideration either way?

Mr. JOHNSON. No; there is no money involved, Mr. Chairman. The Forest Service is in complete agreement. The Secretary of Agriculture reported favorably, and the Bureau of the Budget has no objection. It is strictly an exchange of lands. Under the exchange program, they are supposed to get dollar for dollar. I think that is pretty much the history of the Forest Service. They have made some very good deals.

Mr. GRANT. If there are no questions, thank you, Mr. Johnson.

Mr. JOHNSON. Thank you, sir.



Mr. GRANT. We will recognize at this time Mr. Grover from the Forest Service.

**STATEMENT OF FREDERICK W. GROVER, DIRECTOR, DIVISION OF  
LAND CLASSIFICATION, FOREST SERVICE, U.S. DEPARTMENT OF  
AGRICULTURE**

Mr. GROVER. My name is Frederick W. Grover and I am Director of the Division of Land Classification, Forest Service.

In regard to H.R. 10069, the Secretary of Agriculture on May 12, recommended enactment of the bill and explained the reasons why the Department is in favor of it. I have no formal statement to submit to the committee at this time, but I will be very glad to answer any questions or to provide any additional information the committee may wish.

Mr. GRANT. I do not have any further questions. Mr. Matthews?

Mr. MATTHEWS. I think this is the kind of bill everybody is agreed on. I see no reason for delaying. I have no questions. I certainly favor the bill.

Mr. HEIMBURGER. Mr. Chairman.

Mr. GRANT. Mr. Heimbürger.

Mr. HEIMBURGER. Has the land to be exchanged been determined, Mr. Grover?

Mr. GROVER. No, Mr. Heimbürger; we have not worked out a specific transaction involving the land to be selected.

Mr. HEIMBURGER. In an exchange such as this, is the land which you would receive forested? Is it all covered with timber or has it been cut over?

Mr. GROVER. The land described in the bill, the land the Government would obtain, has been cut over. It is forested land that has been cut over and now bears some residual timber and a considerable amount of young forest growth.

Mr. HEIMBURGER. As a result of this bill, then, the owners of this land would receive in exchange some Forest Service land?

Mr. GROVER. They would receive land of comparable value.

Mr. HEIMBURGER. Regardless of whether the acreage is comparable, the value of the land, including the timber stand, would be substantially the same as that which you are receiving?

Mr. GROVER. That is correct. The exchange legislation, which would be extended to cover these lands, provides that the lands received by the Government must at least equal the value of land conveyed by the Government.

Mr. HEIMBURGER. That is all, Mr. Chairman.

Mr. TEAGUE of California. Mr. Chairman.

Mr. GRANT. Mr. Teague.

Mr. TEAGUE. Do I understand, then, that the land the Federal Government will receive in the exchange is more suitable for recreation purposes than that which it will dispose of?

Mr. GROVER. That is correct, Mr. Teague.

Mr. TEAGUE. Thank you.

Mr. GRANT. Thank you very much.

Mr. GROVER. Thank you, Mr. Chairman.

(Whereupon, the subcommittee proceeded to the consideration of other business.)







## LEGISLATIVE HISTORY

Public Law 88-524  
H. R. 10069

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## INDEX AND SUMMARY OF H. R. 10069

- Feb. 21, 1964 Rep. Johnson (Calif.) introduced H. R. 10069, which was referred to House Agriculture Committee. Print of bill as introduced.
- June 30, 1964 House subcommittee voted to report H. R. 10069 to the full committee.
- July 22, 1964 House committee voted to report (but did not actually report). H. R. 10069.
- July 28, 1964 House committee reported H. R. 10069 without amendment. H. Report 1623. Print of bill and report.
- Aug. 3, 1964 House passed H. R. 10069 without amendment.
- Aug. 4, 1964 H. R. 10069 was referred to Senate Agriculture and Forestry Committee. Print of bill as referred.
- Aug. 17, 1964 Senate committee reported H. R. 10069 without amendment. S. Report 1448. Print of bill and report.
- Aug. 18, 1964 Senate passed H. R. 10069 without amendment.
- Aug. 31, 1964 Approved: Public Law 88-524.



DIGEST OF PUBLIC LAW 88-524

LASSEN NATIONAL FOREST LAND EXCHANGE.

Authorizes the exchange of national forest lands for 198.24 acres of privately owned land of equal value adjacent to the Lassen National Forest, Calif.

1860-1861 - 1862 - 1863

1864-1865 - 1866 - 1867  
1868-1869 - 1870 - 1871  
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1880







88TH CONGRESS  
2D SESSION

**H. R. 10069**

# H. R. 10069

IN THE HOUSE OF REPRESENTATIVES.

FEBRUARY 21, 1964

Mr. JOHNSON of California introduced the following bill; which was referred to the Committee on Agriculture

# A BILL

To authorize the exchange of lands adjacent to the Lassen National Forest in California, and for other purposes.

1        *Be it enacted by the Senate and House of Representa-*  
2        *tives of the United States of America in Congress assembled,*  
3        That the provisions of the Act of March 20, 1922 (42 Stat.  
4        465), as amended and supplemented by the Act of February  
5        28, 1925 (43 Stat. 1090), and the Act of June 11, 1960  
6        (74 Stat. 205), are hereby extended to the following de-  
7        scribed lands:

8 TOWNSHIP 31 NORTH, RANGE 11 EAST, MOUNT DIABLO

9 MERIDIAN

10           Section 8, southwest quarter southwest quarter, west  
11           half southeast quarter southwest quarter;

1           Section 18, north half northeast quarter northeast  
2           quarter, northwest quarter northeast quarter, northeast  
3           quarter southwest quarter, lot 3.  
4   Lands conveyed to the United States under this Act shall,  
5   upon acceptance of title, become parts of the Lassen National  
6   Forest and shall be subject to the laws, rules, and regulations  
7   applicable thereto.

88TH CONGRESS  
2D Session

**H. R. 10069**

## **A BILL**

To authorize the exchange of lands adjacent  
to the Lassen National Forest in California,  
and for other purposes.

By Mr. JOHNSON of California

FEBRUARY 21, 1964

Referred to the Committee on Agriculture





House June 30, 1964

5. TAXATION. Both Houses agreed to the conference report on H. R. 11376, to provide a one-year extension of certain excise-tax rates. This bill will now be sent to the President. pp. 14926-31, 14955-6
6. TRANSPORTATION. By a vote of 47 to 36, agreed to the House amendment to S. 6, the proposed Urban Mass Transportation Act of 1964. This bill will now be sent to the President. pp. 14931-2, 14935-49
7. LANDS. Passed as reported S. 1509, to authorize reimbursement to owners and tenants of certain lands or interests therein acquired by the U. S. for certain moving expenses, losses, and damages. pp. 14949-50
8. RECLAMATION. Passed as reported S. 1123, to provide for construction of the lower Teton division of the Teton Basin project, Idaho. pp. 14950-2
9. NOMINATION. Received the nomination of John A. Schnitzler to be a member of the CCC Board of Directors. p. 14953
10. APPROPRIATIONS. Sen. Johnston submitted an amendment intended to be proposed to H. R. 11202, the agricultural appropriation bill, to provide that after July 1, 1964, appropriations available for classing or grading cotton without charge to producers shall be available for providing micronaire readings on cotton without charge to producers and to authorize transfer of CCC funds for this purpose. p. 14885
11. ESTES INVESTIGATION. At the request of Sen. McClellan, the Government Operations Committee was granted an extension until Sept. 30, 1964, to file a report on the Bilie Sol Estes investigation. p. 14883
12. PERSONNEL. Sen. McCarthy commended the public service of Williard W. Cochrane, for Director of Agricultural Economics. pp. 14895-6  
Both Houses received from the State Department a proposed bill "to encourage and facilitate details and transfers of Federal employees for service with international organizations"; to H. Foreign Affairs and S. Foreign Relations Committees. pp. 14883, 15022
13. ELECTRIFICATION. Received from the Administrator of REA reports on the approval of a loan to the Colorado-Ute Electric Association, Inc., Montrose, Colo., for \$5,352,000 and a loan to the Golden Valley Electric Association, Inc., Fairbanks, Alaska, for \$18,930,000; to Appropriations Committee. p. 14883  
Sen. Lausche discussed and inserted several items on the development of nuclear power for civilian purposes. pp. 14889-92  
Sen. Jackson reviewed and inserted several items on the proposed plan for joint Government-industry development of an electric-power intertie between the Pacific Northwest and Southwest. pp. 14896-9

#### HOUSE

14. APPROPRIATIONS. Began debate on H. R. 11812, the foreign aid appropriation bill. Previously adopted by a vote of 222 to 162, a resolution waiving points of order on the bill. pp. 14959-96
15. CIVIL RIGHTS. The Rules Committee reported a resolution to concur in the Senate amendments to H. R. 7152, the civil rights bill. p. 14996



16. TRAVEL; PERSONNEL. The Rules Committee reported without amendment H. Res. 792, to grant additional travel authority to the Agriculture Committee (H. Rept. 1528). p. 14996
17. FARM LABOR. Rep. Talcott inserted a letter from the City Council of King City, Calif., discussing farm labor problems and urging the delaying of the elimination of braceros. pp. 15007-8
18. FOREIGN TRADE. Rep. Udall stated that he does not "endorse sweeping changes in the Trade Expansion Act" but joins "in the expression of concern that tariff negotiations proceed with caution...and attention to the interests of America's producers as well as its consumers." p. 15011
19. MUSHROOM INDUSTRY. Received a Pa. State Legislature memorial urging action to protect the declining domestic mushroom industry. p. 15024
20. FOREST LANDS. A subcommittee of the Agriculture Committee voted to report to the full committee H. R. 10069, to authorize exchange of lands adjacent to the Lassen National Forest, Calif., and S. 2218, to authorize the Secretary of the Interior to accept certain national forest lands in Cocke County, Tenn. p. D530
21. ELECTRIFICATION. The Interstate and Foreign Commerce Committee voted to report (but did not actually report) H. R. 9752, with amendment, to preserve the jurisdiction of the Congress over construction of hydroelectric projects on the Colorado River. p. D531
22. CONTAINERS. The Interstate and Foreign Commerce Committee voted to report (but did not actually report ) H. R. 5673, with amendment, the proposed Steel Shipping Container Identification Act. p. D531
23. WATER RESEARCH. Received the conference report on S. 2, the proposed "Water Resources Research Act of 1964" (H. Rept. 1526). Authorizes appropriations rising to \$100,000 annually to assist each State in establishing a water research agency, generally the land-grant college. Authorizes appropriations to the Interior Department of \$1,000,000 for 1965, rising to \$5,000,000 for 1969 and succeeding years, to aid these agencies on a dollar-for-dollar matching basis. Authorizes appropriation of \$1,000,000 annually for 10 years to Interior to assist other educational institutions in water research, subject to veto by the Interior and Insular Affairs Committees. Requires Interior to obtain advice and cooperation from other Federal water agencies and not to duplicate their work. Provides for a Government-wide center to catalog current and projected water-resources research. Requires the President to coordinate water-research programs. pp. 14997-8

#### ITEMS IN APPENDIX

24. FEDERAL-STATE RELATIONS. Extension of remarks of Sen. Mundt inserting an article written by Idaho Gov. Smylie "pointing up some problems of the smaller States in their contemporary relationships with the Federal Government ...and urging that States be given a greater voice in the coordinated planning of Federal-State-local cooperative programs." pp. A355-7
25. ELECTRICIFICATION; POVERTY. Extension of remarks of Rep. Saylor suggesting ways to aid the Appalachian area by restricting residual oil imports, reject further proposals to build uneconomic hydroelectric plants and stop Federal subsidies for atomic electric power. pp. A 3568-9







# Digest of CONGRESSIONAL PROCEEDINGS

OFFICE OF  
BUDGET AND FINANCE

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## OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

UNITED STATES DEPARTMENT OF AGRICULTURE

Washington, D. C. 20250

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Issued July 23, 1964

For actions of July 22, 1964

88th-2nd; No. 140

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HIGHLIGHTS: Senate debated poverty bill. Sen. McGovern urged implementation of Water Resources Research Act. Sen. Dirksen inserted Republican platform including section on "Betrayal of the Farmer." Sen. Mundt asked investigation of wheat shipments to Russia. Rep. May urged public hearings on sugar legislation. Rep. Findley charged wheat sale to Russia ended economic blockade of Cuba. Rep. Langen urged passage of sugar legislation. House debated land-water conservation fund bill. House committee voted to report bill to establish Federal agricultural services to Guam.

### HOUSE

1. TREASURY-POST OFFICE AND EXECUTIVE OFFICE APPROPRIATION BILL, 1965. House conferees were appointed on this bill, H. R. 10532. Senate conferees had already been appointed. Permission was granted for the filing of a conference report by midnight July 24. p. 15957
2. MILITARY CONSTRUCTION. Both Houses agreed to the conference report on H. R. 10300, to authorize certain construction at military installations. The bill includes a provision authorizing appropriations for military family housing,

including repayments to CCC for such housing provided in the past from the proceeds of the sale of surplus commodities. This bill will now be sent to the President. pp. 15958-9, 16072

3. RECREATION. Began debate on H. R. 3846, to establish a land-and-water conservation fund to assist the States and Federal agencies in meeting recreation needs. p. 15959-97
4. SUGAR. Rep. May criticized the executive hearings on the proposed sugar legislation and expressed her intention to fight for public hearings on this legislation. pp. 15997-9  
Rep. Langen urged passage of new sugar legislation such as his own bills to increase the amount of domestic sugar which may be marketed. p. 16012
5. AREA REDEVELOPMENT. Rep. Talcott urged investigation into the operations of the Area Redevelopment Administration and inserted a letter from Reader's Digest in reply to his request for further information on its article criticizing ARA. pp. 15999-604
6. WATER RESOURCES. Rep. Chenoweth inserted Rep. Aspinall's address at the groundbreaking ceremony at Reudi Reservoir on the Fryingpan-Arkansas water diversion project. pp. 16004-5
7. FOREIGN TRADE. Rep. Findley stated "the suspected transshipment to Cuba of some of the U. S. wheat sold to Russia...should surprise no one," and charged the administration's wheat sale to Russia "triggered the breakup of our economic blockade of Cuba." p. 16010
8. GUAM. The Agriculture Committee voted to report with amendment (but did not actually report) H. R. 3869, to establish Federal agricultural services in Guam. p. D576
9. INSPECTION SERVICES. The Agriculture Committee voted to report (but did not actually report) H. R. 9180, to enable the Secretary of Agriculture to furnish, upon a reimbursable basis, certain inspection services involving overtime work. p. D576
10. LANDS; FORESTRY. The Agriculture Committee voted to report (but did not actually report) ~~H. R. 4242, with amendment, to provide for the release and transfer of all right, title, and interest of the U.S. in and to certain FHA tracts of land in Pender County, N.C.; H. R. 10069, to authorize the exchange of lands adjacent to the Lassen National Forest in Calif.; S. 51, to authorize the Secretary of Agriculture to relinquish to Wyo. jurisdiction over certain lands in the Medicine Bow National Forest; and S. 2218, to authorize the Secretary of Interior to accept the transfer of certain national forest lands in Cocke County, Tenn.~~ p. D576
11. WHEAT. The Agriculture Committee voted to report with amendment (but did not actually report) H. R. 10708, to provide for increased wheat acreage allotments in the Tulalake area of Calif. p. D576
12. RECLAMATION. The Interior and Insular Affairs Committee voted to report (but did not actually report) H. R. 2411, to construct, operate, and maintain the Auburn-Folsom south unit, American River division, Central Valley project. p. D577
13. ALASKA. A subcommittee of the Judiciary Committee voted to report to the full







# Digest of CONGRESSIONAL PROCEEDINGS

## OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

UNITED STATES DEPARTMENT OF AGRICULTURE

Washington, D. C. 20250

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88th-2nd; No. 144

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HIGHLIGHTS: Senate passed meat-import restrictions bill. Sen. Bennett criticized USDA's "Consumer's Quick Credit Guide." House agreed to resolution for consideration of wilderness bill. House acted on Senate amendments to road authorization bill. House Rules Committee cleared poverty bill.

### HOUSE

1. ALASKA. Conferees were appointed on S. 2881, the Alaska relief bill. Senate conferees had already been appointed. p. 16630
2. WILDERNESS. Agreed to resolution providing for consideration of H.R. 9070, to establish a Wilderness Preservation System. pp. 16648-9
3. RECREATION. Rep. Halleck inserted his testimony before the Subcommittee on Public Lands in opposition to S. 2249, to establish the Indiana Dunes National Lakeshore. pp. 16651-3

4. POVERTY. The Rules Committee granted an open rule, with 6 hours of debate, on H.R. 11377, the poverty bill. p. D600  
Rep. Cleveland criticized the poverty program and inserted an editorial, "Poor Excuse." p. 16655  
Rep. Fogarty inserted an article, "Poverty and Health: A Vicious Circle," which discusses the effects of poor health on work capacity. p. 16658
5. DISASTER RELIEF; FEED. Both Houses received from this Department a proposed bill to facilitate pricing of feed made available for use in emergency areas, to establish penalties for misuse of feed made available for relieving distress or for preservation and maintenance of foundation herds; to House Agriculture and Senate Agriculture and Forestry Committees. pp. 16507, 16662
6. RECLAMATION. The Interior and Insular Affairs Committee reported with amendment H.R. 1003, to make certain provisions in connection with the construction of the Garrison diversion unit, Missouri River Basin project (H. Rept. 1606). p. 16662
7. FORESTRY; PERSONNEL. The Judiciary Committee reported with amendment H.R. 3800, to authorize the waiver of collection of certain erroneous payments made by the Federal Government to certain civilian and military personnel (H. Rept. 1617); and H. R. 11546, without amendment, to validate certain payments made to employees of the Forest Service (H. Rept. 1620). p. 16662
8. LANDS; FORESTRY. The Agriculture Committee reported with amendment H.R. 4242, to provide for the release and transfer of all right, title, and interest of the U.S. in and to certain FIA tracts of land in Pender County, N.C. (H. Rept. 1621); H. R. 10069, without amendment, to authorize the exchange of lands adjacent to the Lassen National Forest in Calif. (H. Rept. 1623); and S. 2218, without amendment to authorize the Secretary of Interior to accept the transfer of certain national forest lands in Cocke County, Tenn. (H. Rept. 1624). p. 16662
9. INSPECTION SERVICES. The Agriculture Committee reported without amendment H.R. 9180, to enable the Secretary of Agriculture to furnish, upon a reimbursable basis, certain inspection services involving overtime work (H. Rept. 1622). p. 16662
10. MINERALS. The Interior and Insular Affairs Committee voted to report with amendment (but did not actually report) H. R. 8960, to promote the development of coal on the public domain. p. D599
11. ROADS. Agreed to certain Senate amendments with amendments to H. R. 10503, to authorize 1966-1967 appropriations for roads, including forest development roads and trails. Agreed to an amendment to authorize the use of forest development road funds on the national grasslands which are administered by the Forest Service in order to develop the national grassland areas for recreational purposes. p. 16631
12. TREASURY-POST OFFICE AND EXECUTIVE OFFICE APPROPRIATION BILL, 1965. Both Houses agreed to the conference report on this bill, H. R. 10532. The bill will now be sent to the President. pp. 16631-9, 16614-16



## LAND EXCHANGE—LASSEN NATIONAL FOREST

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JULY 28, 1964.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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Mr. COOLEY, from the Committee on Agriculture, submitted the following

### REPORT

[To accompany H.R. 10069]

The Committee on Agriculture, to whom was referred the bill (H.R. 10069) to authorize the exchange of lands adjacent to the Lassen National Forest in California, and for other purposes, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

#### PURPOSE

The purpose of this bill is to authorize the Secretary of Agriculture to exchange certain lands that are now part of the Lassen National Forest for lands that lie close to Eagle Lake, a large body of water which is located in Lassen National Park. National forest areas adjoin the lakefront on the west, south, and southeasterly shores. However, on the south and southeasterly reaches of the lake, which is the most accessible and best suited for public recreation use, the national forest land consists of a very narrow strip which is only about 200 to 300 feet in width. In order to develop this area as a public recreational area it is necessary to enlarge the holdings of forest land along the south and southeasterly shores of the lake. The tracts described in this legislation will allow the Government to make these developments.

#### COST

There would be no cost to the United States as a result of this exchange since the bill requires that the lands exchanged be of equal value.

#### DEPARTMENTAL APPROVAL

Following is the report of the Department of Agriculture recommending enactment of H.R. 10069.



DEPARTMENT OF AGRICULTURE,  
*Washington, D.C., May 12, 1964.*

HON. HAROLD D. COOLEY,  
*Chairman, Committee on Agriculture,  
House of Representatives.*

DEAR MR. CHAIRMAN: This is in reply to your request of March 13, 1964, for a report on H.R. 10069, a bill to authorize the exchange of lands adjacent to the Lassen National Forest in California, and for other purposes.

We recommend that this bill be enacted.

H.R. 10069 would extend the provisions of the act of March 20, 1922 (42 Stat. 465), as amended and supplemented by the acts of February 28, 1925 (43 Stat. 1090), and June 11, 1960 (74 Stat. 205), to 198.24 acres of privately owned land as described in detail in the bill. Lands conveyed to the United States pursuant to the authority in the bill would upon acceptance of title become parts of the Lassen National Forest and subject to the laws, rules, and regulations applicable thereto.

The tracts described in H.R. 10069 adjoin lands now part of the Lassen National Forest. However, they are outside of the exterior boundaries of that national forest and hence are not subject to the land exchange authority in the acts cited above. They are timbered lands, largely cutover, and suitable for national forest purposes including public recreation. They are presently owned by companies engaged in logging and sawmilling in the area.

The described lands lie close to Eagle Lake, a large body of water in eastern Lassen County, which is being used increasingly for public recreation. National forest areas adjoin the lakefront on the west, south, and southeasterly shores. However, on the south and southeasterly periphery of the lake, which is the most accessible and best suited for public use, national forest land consists of a very narrow strip some of which is only 200 to 300 feet wide. Development of public use areas to accommodate future demands for camping and other outdoor recreation pursuits requires a small acreage of additional lands to augment this narrow strip and expand the present public ownership. The tracts described in H.R. 10069 are very well suited to this purpose. If acquired by the United States, they will provide an excellent supplement to the present national forest area to accommodate the anticipated public-use impact during the next two decades.

Acquisition of the described lands in exchange for national forest lands and timber of comparable value at locations mutually satisfactory to the owners involved and the Government appears feasible and desirable. Enactment of H.R. 10069, therefore, will help promote systematic, long-range multiple-use plans and programs for this section of the Lassen National Forest adjacent to Eagle Lake.

The Bureau of the Budget advises that there is no objection to the presentation of this report from the standpoint of the administration's program.

Sincerely yours,

ORVILLE L. FREEMAN, *Secretary.*

○

88TH CONGRESS  
2D SESSION

[Report No. 1623]

Committed to the Committee of the Whole House on the State of the Union  
and ordered to be printed

1           Section 18, north half northeast quarter northeast  
2           quarter, northwest quarter northeast quarter, northeast  
3           quarter southwest quarter, lot 3.  
4   Lands conveyed to the United States under this Act shall,  
5   upon acceptance of title, become parts of the Lassen National  
6   Forest and shall be subject to the laws, rules, and regulations  
7   applicable thereto.

Union Calendar No. 716

88TH CONGRESS  
2d Session

**H. R. 10069**

[Report No. 1623]

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## **A BILL**

To authorize the exchange of lands adjacent to  
the Lassen National Forest in California,  
and for other purposes.

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By Mr. JOHNSON of California

FEBRUARY 21, 1964

Referred to the Committee on Agriculture

JULY 28, 1964

Committed to the Committee of the Whole House on  
the State of the Union and ordered to be printed







# Digest of CONGRESSIONAL PROCEEDINGS

OFFICE OF  
BUDGET AND FINANCE

(For information only;  
should not be quoted  
or cited)

## OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

UNITED STATES DEPARTMENT OF AGRICULTURE

Washington, D. C. 20250

Official business Postage and fees paid

U. S. Department of Agriculture

Issued Aug. 4, 1964

For actions of Aug. 3, 1964

88th-2nd: No. 149



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HIGHLIGHTS: House committee reported Appalachia bill. House received conference report on pay bill. Senate debated foreign-aid authorization bill. House committee reported bill to establish Federal agricultural services to Guam. Rep. Olsen, Mont., submitted and discussed measure to provide that House concur in Senate amendments to meat import bill. pp. 17204, 17266-7, 17292

### HOUSE

1. PAY. Received the conference report on H. R. 11049, the Federal pay bill (H. Rept. 1647). pp. 17267-82
2. D. C. APPROPRIATION BILL, 1965. Conferees were appointed on this bill, H. R. 10199. Senate conferees have already been appointed. p. 17200
3. LEGISLATIVE APPROPRIATION BILL, 1965. Conferees were appointed on this bill, H. R. 10723. Senate conferees have already been appointed. pp. 17200-2
4. ACCOUNTING. Passed under suspension of the rules H. R. 10446, to permit the use of statistical sampling procedures in the examination of vouchers. This

bill had been earlier reported with amendment (H. Rept. 1643). pp. 17244-5, 17292

5. APPALACHIA. The Public Works Committee reported with amendment H. R. 11946, the Appalachian bill (H. Rept. 1641). p. 17292  
Rep. Schwengel criticized the Appalachian bill, listing some of the "grave shortcomings of this proposal." pp. 17264-6
6. GUAM. The Agriculture Committee reported with amendment, H. R. 3869, to establish Federal agricultural services to Guam (H. Rept. 1645). p. 17292
7. FORESTRY. The Agriculture Committee reported without amendment S. 51, to authorize the Secretary of Agriculture to relinquish to Wyo. jurisdiction over certain lands in the Medicine Bow National Forest (H. Rept. 1646). p. 17292
8. ADMINISTRATIVE LAW. Passed over without prejudice S. 1664, to provide for continuous improvement of the administrative procedure of Federal agencies by creating an Administrative Conference of the United States. p. 17206
9. COMMITTEES. Received a list showing employees, positions, and salaries of the staff of each committee. pp. 17283-92
10. PERSONNEL. Rep. Olsen, Mont., urged adoption of his bill, H. R. 8162, providing for an increase in civil service retirement benefits. pp. 17263-4
11. EDUCATION. Rep. Perkins inserted data indicating the effect of the impacted-areas laws on each congressional district. pp. 17237-41
12. POVERTY. Rep. Frelinghuysen urged defeat of the poverty bill and adoption in its place of his bill, H. R. 11050, providing "substantial sums" over a three-year period without creating "a new and entirely unnecessary Federal agency." p. 17205
13. MEAT IMPORTS. Rep. Teague, Calif., announced that he would have no objection to referring to H. R. 1839, the meat import bill, as "the Teague bill." p. 17205  
Rep. Talcott spoke in favor of the meat-import restrictions bill. p. 17205  
Rep. Morris stated that "the cattlemen of Australia...got the best end of the bargain" in the agreement on meat imports and that 10 percent of the excess supply of beef is coming from imports. p. 17204
14. FORESTRY; PERSONNEL. Passed without amendment, S. 2218, to authorize the Secretary of Interior to accept the transfer of certain national forest lands in Cocke Co., Tenn., for purposes of the Foothills Parkway. p. 17210  
Passed over without prejudice, H. R. 3800, to authorize the waiver of collection of certain erroneous payments made by the Federal Government to certain civilian and military personnel. p. 17208  
Passed without amendment H. R. 11546, to validate certain payments made to employees of the Forest Service. p. 17209  
Passed as reported, H. R. 4242, to provide for the release and transfer of all right, title, and interest of the U. S. in certain tracts of land in Pender County, N. C. p. 17209  
Passed without amendment, H. R. 10069, to authorize exchange of lands adjacent to the Lassen National Forest, Calif. p. 17210
15. INSPECTION SERVICES. Passed without amendment H. R. 9180, to enable the Secretary of Agriculture to furnish, upon a reimbursable basis, certain inspection services involving overtime work. pp. 17209-10



any money in the Treasury not otherwise appropriated, to the Saint Francis Levee District, Arkansas, the sum of \$17,084.80. Payment of such sum shall be in complete settlement of all claims against the United States for those damages resulting from the construction of a diversion canal for the Saint Francis River, in accordance with the plan for flood protection and major drainage improvements in the Saint Francis River Basin, Missouri and Arkansas, authorized by the Flood Control Act of 1950, which the Circuit Court of Crittenden County, Arkansas, in the cases of B. W. Jaco, Hickerson-Hays Company, W. H. Daggett, J. J. Daggett, Silas Rupert, Finest Rupert and Tom Watts against Board of Directors, Saint Francis Levee District, docket numbered 5673; C. A. Jaco against Board of Directors, Saint Francis Levee District, docket numbered 5719; Elzie Lucas and Marvin Traynor against Board of Directors, Saint Francis Levee District, docket numbered 5776; and John Willie James against Board of Directors, Saint Francis Levee District, docket numbered 5799, determined to have been caused solely by the United States but which the Saint Francis Levee District, Arkansas, was required to pay.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

#### RELATING TO SETTLEMENT OF ADMIRALTY CLAIMS

The Clerk called the bill (H.R. 11412) to amend provisions of law relating to the settlement of admiralty claims.

The SPEAKER. Is there objection to the present consideration of the bill?

Mr. GROSS. Mr. Speaker, reserving the right to object, I wonder if someone will explain to me what is meant by admiralty claims? I am not an attorney, and I know nothing about maritime law.

Mr. ASHMORE. Mr. Speaker, will the gentleman yield?

Mr. GROSS. Yes; I gladly yield to the gentleman.

Mr. ASHMORE. If I understand the gentleman correctly this pertains to situations where ships are damaged through collision or various other manner.

Mr. GROSS. Would this go to claims of individuals?

Mr. ASHMORE. It would relate to an injury occurring in the wreckage or the damage or the collision of ships or vessels.

Mr. GROSS. Well, but not to individual claims in the nature of which we get most of the bills such as overpayments?

Mr. ASHMORE. No; that would not be covered. That type claim would not be covered.

Mr. GROSS. And this has been increased from what, \$7,000 to \$10,000, the amount of the claims?

Mr. ASHMORE. From \$1,000.

Mr. GROSS. From \$1,000 to \$10,000?

Mr. ASHMORE. Yes.

Mr. GROSS. Well, that is a rather substantial increase.

Would the gentleman state why it has been increased tenfold?

Mr. ASHMORE. It is not out of line with authority in several other instances. Some of them go up to \$500,000 and probably more than that.

Mr. GROSS. This would not truly represent the inflation that has taken place in the dollar, would it? I assume that has some effect, but not quite that bad up to this point.

Mr. ASHMORE. I am not a good economist to answer that question.

Mr. GROSS. Mr. Speaker, I withdraw my reservation.

The SPEAKER. Is there objection to the present consideration of the bill?

There was no objection.

The Clerk read the bill as follows:

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 4802(c), 4803(c), 7622(c), 7623(c), 9802(c), and 9803(c) of title 10, United States Code, are each amended by striking out the figure "\$1,000" and inserting the figure "\$10,000" in place thereof.*

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

#### VALIDATE PAYMENTS TO CERTAIN FOREST SERVICE EMPLOYEES

The Clerk called the bill (H.R. 11546) to validate certain payments made to employees of the Forest Service, U.S. Department of Agriculture.

There being no objection, the Clerk read the bill, as follows:

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That overpayments made by the Forest Service, United States Department of Agriculture, during the forest fire seasons, 1961, 1962, and 1963 to employee-members of southwestern firefighter crews from New Mexico and Arizona, whose services were used in fighting forest fires in Idaho, Nevada, California, Colorado, and Wyoming, and payments for travel time in excess of eight hours a day for travel time prior to actual start of travel, are hereby validated.*

*SEC. 2. The Comptroller General of the United States, or his designee, shall relieve authorized certifying and disbursing officers of the Forest Service, United States Department of Agriculture, from accountability or responsibility for any payments described in section 1 of this Act, and shall allow credits in the settlement of the accounts of those officers for payments which are found to be free from fraud and collusion.*

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

#### INTEREST IN LAND IN PENDER COUNTY, N.C.

The Clerk called the bill (H.R. 4242) to provide for the release and transfer of all right, title, and interest of the United States of America in and to certain tracts of land in Pender County, N.C.

There being no objection, the Clerk read the bill, as follows:

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is authorized and directed to take such action as may be necessary to release and transfer, by quitclaim deed or otherwise, without consideration, to*

*the Board of Education of Pender County, North Carolina, all right, title, and interest retained by the United States of America in and to five parcels or tracts of land and the improvements thereon located in Pender County, North Carolina, conveyed to the said board of education, and more particularly described in the following deeds from the United States of America and the Penderlea Farms Homestead Association, Incorporated, listed in section 2 of this Act.*

*SEC. 2. The deeds referred to in the first section of this Act are the following:*

*(1) The quitclaim deed, dated September 22, 1941, and recorded in book 249, page 397, of the Pender County Registry, Pender County, North Carolina, from the Penderlea Farms Homestead Association, Incorporated, to the County Board of Education of Pender County, North Carolina, conveying .430 acres, more or less, and the improvements thereon.*

*(2) The quitclaim deed, dated December 6, 1941, and recorded in book 229, page 605, of the Pender County Register, Pender County, North Carolina, from the United States of America to the County Board of Education of Pender County, North Carolina, conveying 23.663 acres, more or less, and the improvements thereon.*

*(3) The correction deed, dated October 24, 1946, and recorded in book 262, page 340, of the Pender County Registry, Pender County, North Carolina, from the United States of America to the County Board of Education of Pender County, North Carolina, conveying 23.663 and .78 acres, more or less, and the improvements thereon.*

*(4) The quitclaim deed, dated June 13, 1945, and recorded in book 255, page 573, of the Pender County Registry, Pender County, North Carolina, from the United States of America to the Board of Education of Pender County, North Carolina, conveying 9.282 acres, more or less, and the improvements thereon.*

*(5) The quitclaim deed, dated January 18, 1946, and recorded in book 257, page 436, of the Pender County Registry, Pender County, North Carolina, from the United States of America to the Pender County Board of Education, conveying 2.584 acres, more or less.*

With the following committee amendments:

One page 1, line 5, delete the following: "without consideration."

On page 1, line 3, after "directed" insert the following: ", subject to the requirements of section 3 of this Act."

Add a new section reading as follows:

*"SEC. 3. No conveyance shall be made under this Act unless the Board of Education of Pender County, North Carolina, pays to the Secretary of Agriculture within one year after notification thereof, the sum of (a) the fair market value of the mineral interests conveyed under this Act, as determined by the Secretary of Agriculture as of the effective date of this Act; and (b) such amount as may be fixed by the Secretary of Agriculture to reimburse the United States for the administrative costs of the conveyance under this Act."*

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

#### CLARIFICATION OF IMPORT-EXPORT OVERTIME LAW

The Clerk called the bill (H.R. 9180) to amend the act of August 28, 1950, enabling the Secretary of Agriculture to











**H. R. 10069**

Read twice and referred to the Committee on Agriculture and Forestry

# AN ACT

1        *Be it enacted by the Senate and House of Representa-*  
2        *tives of the United States of America in Congress assembled,*  
3        That the provisions of the Act of March 20, 1922 (42 Stat.  
4        465), as amended and supplemented by the Act of February  
5        28, 1925 (43 Stat. 1090), and the Act of June 11, 1960  
6        (74 Stat. 205), are hereby extended to the following de-  
7        scribed lands:

9 MERIDIAN

10           Section 8, southwest quarter southwest quarter, west  
11           half southeast quarter southwest quarter;

88TH CONGRESS  
2D SESSION

H. R. 10069

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## AN ACT

---

To authorize the exchange of lands adjacent to the Lassen National Forest in California, and for other purposes.

---

AUGUST 4, 1964

Read twice and referred to the Committee on Agriculture and Forestry







# Digest of CONGRESSIONAL PROCEEDINGS

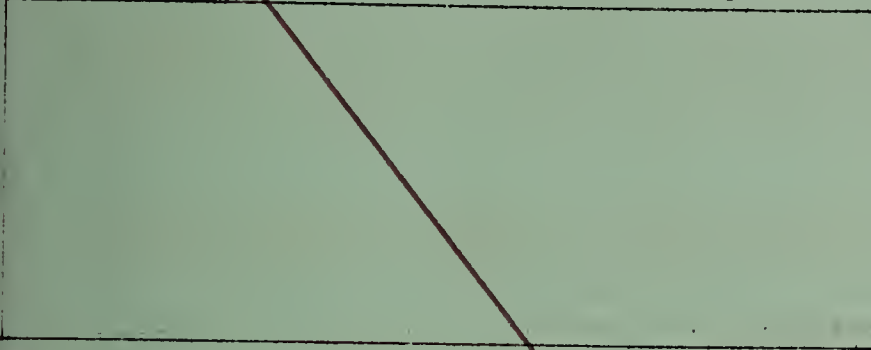
## OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

UNITED STATES DEPARTMENT OF AGRICULTURE  
Washington, D. C. 20250  
Official business      Postage and fees paid  
U. S. Department of Agriculture

OFFICE OF  
BUDGET AND FINANCE

(For information only;  
should not be quoted  
or cited)

Issued      Aug. 18, 1964  
For actions of      Aug. 17, 1964  
88th-2nd, No. 161



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HIGHLIGHTS: Senate committee voted to report Public Law 480 bill. Senate committee reported bill to extend Armed Forces special milk program. Senate committee voted to report Schnittker nomination as member of CCC Board. Senate debated foreign-aid authorization bill. House failed to pass Public Law 480 bill under suspension of the rules. House passed farm labor contractor registration bill. House received conference report on meat-import bill. Rep. Dorn opposed land-water conservation fund bill. House conferees agreed to file report on wilderness bill. Rep. May described consumers interest in beef imports. Rep. Ayres criticized "political implications" of poverty bill.

### SENATE

1. NOMINATION. The Agriculture and Forestry Committee voted to report (but did not actually report) the nomination of John A. Schnittker as a member of the CCC Board. p. D704
2. FOREIGN AID. Continued debate on H. R. 11380, the foreign-aid authorization bill. pp. 19187-97, 19203-212, 19227-33, 19239-40, 19246
3. VEHICLES. Passed without amendment H. R. 1341, to require passenger-carrying motor vehicles purchased for use by the Government to meet certain passenger safety standards. This bill will now be sent to the President. pp. 19220-1



4. ADMINISTRATIVE LAW. Concurred in the House amendment to S. 1664, to provide for continuous improvement of the administrative procedure of Federal agencies by creating an Administrative Conference of the U. S. This bill will now be sent to the President. p. 19221
5. LABOR AND HEALTH, EDUCATION, AND WELFARE APPROPRIATION BILL, 1965. The Appropriations Committee reported with amendments this bill, H. R. 10809 (S. Rept. 1460). p. 19170
6. RECREATION. The Interior and Insular Affairs Committee reported without amendment H. R. 8135, to provide for establishment and administration of public recreational facilities at the Sanford Reservoir area, Canadian River project, Tex. (S. Rept. 1461). p. 19169
7. MINERAL LEASES. The Interior and Insular Affairs Committee reported without amendment S. 2500, to promote the development of phosphate on public lands (S. Rept. 1459). p. 19170
8. THE AGRICULTURE AND FORESTRY COMMITTEE reported without amendment the following bills: H. R. 7588, to provide for enforcement of rules and regulations for the protection, development, and administration of the national forests and national grasslands (S. Rept. 1447); H. R. 10069, to authorize the exchange of lands adjacent to the Lassen National Forest, Calif. (S. Rept. 1448); S. 2634, to permit purchase of processed food grain products in addition to purchase of flour and cornmeal and donating the same for certain domestic and foreign purposes (S. Rept. 1446); H. R. 9747, to extend the special milk programs for the Armed Forces and veterans hospitals (S. Rept. 1454); H. R. 10419, to amend further the Farm Credit Act of 1933 to provide that part of the patronage refunds paid by a bank for cooperatives shall be in money instead of class C stock after the bank becomes subject to Federal income tax (S. Rept. 1453); and H. R. 4242, to provide for the release and transfer of all right, title, and interest of the U. S. in and to certain tracts of land in Pender County, N. C. (S. Rept. 1452). p. 19170  
The following bills were reported with amendment: H. R. 6601, to authorize the Secretary of Agriculture to sell certain land in Grand Junction, Colo. (S. Rept. 1449); S. 1253, to amend section 8(b) of the Soil Conservation and Domestic Allotment Act regarding election and terms of ASC committeemen (S. Rept. 1451); H. R. 1642, to provide for the sale of the U. S. Animal Quarantine Station, Clifton, N. J., to the city of Clifton and to provide for establishment of a new station (S. Rept. 1450). p. 19170  
The Committee ordered reported (but did not actually report) S. 2687, to extend for 2 years Public Law 480, and approved 17 watershed projects. p. D704
9. THE INTERIOR AND INSULAR AFFAIRS COMMITTEE voted to report (but did not actually report) the following bills: S. 2327, increasing the limit on acreage of coal leases that may be held by any person, association, or corporation in a State (amended); S. 883, to amend the Mineral Leasing Act to authorize geothermal steam leases (amended); S. J. Res. 6, to cancel unpaid reimbursable construction costs of the Wind River irrigation project, Wyo., chargeable against certain non-Indian lands; S. 3053, to increase authorizations for construction of the Riverton Federal reclamation project; S. 770, providing for construction and operation of the Savery-Pot Hook Federal reclamation project, Colo. and Wyo. (amended); H. R. 130, providing for payment of compensation, including severance damages, for rights-of-way acquired by the U. S. in connection with reclamation projects begun after January 1, 1961. p. D705  
The "Daily Digest" states that the Committee also reconsidered its action of July 31, when it voted to report H. R. 5498, authorizing sale of public lands not needed for Federal program requirements, agreed to amend the bill, and again voted to report (but did not actually report) the bill. p. D705

## LAND EXCHANGE—LASSEN NATIONAL FOREST

AUGUST 17, 1964.—Ordered to be printed

Mr. ELLENDER, from the Committee on Agriculture and Forestry,  
submitted the following

### R E P O R T

[To accompany H.R. 10069]

The Committee on Agriculture and Forestry, to whom was referred the bill (H.R. 10069) to authorize the exchange of lands adjacent to the Lassen National Forest in California, and for other purposes, having considered the same, report thereon with a recommendation that it do pass without amendment.

#### SHORT EXPLANATION

This bill permits the exchange of national forest lands for 198.24 acres of privately owned land of equal value adjacent to, but outside the exterior boundaries of, Lassen National Forest. The desired lands are near Eagle Lake and are needed for recreational development. There is existing authority for exchanges of lands within the national forest boundaries, and the bill would extend these existing authorities to the desired 198.24 acres.

#### COST

There would be no cost to the United States as a result of this exchange since the bill requires that the lands exchanged be of equal value.

#### DEPARTMENTAL APPROVAL

Following is the report of the Department of Agriculture recommending enactment of H.R. 10069:

DEPARTMENT OF AGRICULTURE,  
Washington, D.C., May 12, 1964.

HON. HAROLD D. COOLEY,  
Chairman, Committee on Agriculture,  
House of Representatives.

DEAR MR. CHAIRMAN: This is in reply to your request of March 13, 1964, for a report on H.R. 10069, a bill to authorize the exchange of



lands adjacent to the Lassen National Forest in California, and for other purposes.

We recommend that this bill be enacted.

H.R. 10069 would extend the provisions of the act of March 20, 1922 (42 Stat. 465), as amended and supplemented by the acts of February 28, 1925 (43 Stat. 1090), and June 11, 1960 (74 Stat. 205), to 198.24 acres of privately owned land as described in detail in the bill. Lands conveyed to the United States pursuant to the authority in the bill would upon acceptance of title become parts of the Lassen National Forest and subject to the laws, rules, and regulations applicable thereto.

The tracts described in H.R. 10069 adjoin lands now part of the Lassen National Forest. However, they are outside of the exterior boundaries of that national forest and hence are not subject to the land exchange authority in the acts cited above. They are timbered lands, largely cutover, and suitable for national forest purposes, including public recreation. They are presently owned by companies engaged in logging and sawmilling in the area.

The described lands lie close to Eagle Lake, a large body of water in eastern Lassen County, which is being used increasingly for public recreation. National forest areas adjoin the lakefront on the west, south, and southeasterly shores. However, on the south and southeasterly periphery of the lake, which is the most accessible and best suited for public use, national forest land consists of a very narrow strip, some of which is only 200 to 300 feet wide. Development of public use areas to accommodate future demands for camping and other outdoor recreation pursuits requires a small acreage of additional lands to augment this narrow strip and expand the present public ownership. The tracts described in H.R. 10069 are very well suited to this purpose. If acquired by the United States, they will provide an excellent supplement to the present national forest area to accommodate the anticipated public-use impact during the next two decades.

Acquisition of the described lands in exchange for national forest lands and timber of comparable value at locations mutually satisfactory to the owners involved and the Government appears feasible and desirable. Enactment of H.R. 10069, therefore, will help promote systematic, long-range multiple-use plans and programs for this section of the Lassen National Forest adjacent to Eagle Lake.

The Bureau of the Budget advises that there is no objection to the presentation of this report from the standpoint of the administration's program.

Sincerely yours,

ORVILLE L. FREEMAN, *Secretary.*

○



88TH CONGRESS  
2D SESSION

## [Report No. 1448]

AUGUST 4, 1964

AUGUST 17, 1964

1           Section 18, north half northeast quarter northeast  
2           quarter, northwest quarter northeast quarter, northeast  
3           quarter southwest quarter, lot 3.

4   Lands conveyed to the United States under this Act shall,  
5   upon acceptance of title, become parts of the Lassen National  
6   Forest and shall be subject to the laws, rules, and regulations  
7   applicable thereto.

        Passed the House of Representatives August 3, 1964.

Attest:

RALPH R. ROBERTS,

*Clerk.*



[Report No. 1448]

AN ACT

To authorize the exchange of lands adjacent to the Lassen National Forest in California, and for other purposes.

AUGUST 4, 1964

Read twice and referred to the Committee on Agriculture and Forestry

AUGUST 17, 1964

Reported without amendment







# Digest of CONGRESSIONAL PROCEEDINGS

OFFICE OF  
BUDGET AND FINANCE

(For information only;  
should not be quoted  
or cited)

## OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

UNITED STATES DEPARTMENT OF AGRICULTURE

Washington, D. C. 20250

Official business Postage and fees paid.  
U. S. Department of Agriculture

Issued Aug. 19, 1964  
For actions of Aug. 18, 1964  
88th-2nd, No. 162

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**HIGHLIGHTS:** Both Houses passed resolution for continuing appropriations. Both Houses agreed to conference report on meat-import bill. House received conference report on housing bill. Sen. Humphrey discussed farm program. Sen. Hruska criticized grazing land subsidy provision in Appalachia bill. Senate committee reported bill to extend Public Law 480. Senate passed bill to extend Armed Forces special milk program.

### SENATE

1. **FOREIGN AID.** Continued debate on H. R. 11380, the foreign-aid authorization bill. pp. 19361-75, 19381-3, 19386-9
2. **FARM PROGRAM.** Sen. Humphrey called for a reexamination of "our entire governmental control mechanism to see whether it is helping us to develop a rational agricultural policy," and urged the formation of a "bipartisan blue ribbon commission" to examine past agricultural policies and to develop policies for the future. pp. 19424-7

13. APPALACHIA. Sen. Hruska criticized the section of the Appalachia bill which would permit subsidy payments for the development or improvement of pasture to increase the production of beef cattle in Appalachia, and submitted an amendment intended to be proposed by him eliminating this section. p. 19435
4. HEALTH, EDUCATION, AND WELFARE APPROPRIATION BILL, 1965. Sen. Lausche submitted an amendment, intended to be proposed by him, to eliminate the \$1.5 million item for preliminary work on an Environmental Health Center in D. C. p. 19383
5. COFFEE. Insisted upon its amendments to H. R. 8864, implementing the International Coffee Agreement of 1962, and agreed to a further conference. Conferencees were appointed. p. 19414
6. PUBLIC LAW 480. The Agriculture and Forestry Committee reported with amendment S. 2687, to extend Public Law 480 (S. Rept. 1467). p. 19352
7. MILK. Passed without amendment H. R. 9747, to extend for 3 years the special milk programs for the Armed Forces and veterans hospitals. This bill will now be sent to the President. p. 19419
8. FORESTS. Passed without amendment H. R. 7588, to provide for enforcement of rules and regulations for the protection, development, and administration of the national forests and national grasslands. This bill will now be sent to the President. p. 19408
9. LANDS. Passed without amendment H. R. 10069, to authorize the exchange of lands adjacent to the Lassen National Forest, Calif. This bill will now be sent to the President. pp. 19408-9  
Passed as reported H. R. 6601, to authorize the Secretary of Agriculture to sell certain land in Grand Junction, Colo. p. 19409  
Passed without amendment S. 2500, to amend section 27 of the Mineral Leasing Act to promote the development of phosphate on public domain. p. 19418  
Passed without amendment H. R. 4242, to provide for the release and transfer of all right, title, and interest of the U. S. in and to certain tracts of land in Pender County, N. C. This bill will now be sent to the President. p. 19416
10. RESEARCH; QUARANTINE. Passed as reported H. R. 1642, to provide for the sale of the U. S. Animal Quarantine Station, Clifton, N. J., to the city of Clifton to provide for the establishment of a new station. p. 19409
11. COOPERATIVES. Passed without amendment H. R. 10419, to amend further the Farm Credit Act of 1933 to provide that part of the patronage refunds paid by a bank for cooperatives shall be in money instead of class C stock after the bank becomes subject to Federal income tax. This bill will now be sent to the President. p. 19416
12. FISHERIES. The Commerce Committee reported with amendments S. J. Res. 174, to authorize and direct the Bureau of Commercial Fisheries to conduct a survey of the marine and fresh-water commercial fishery resources of the U. S., its territories, and possessions (S. Rept. 1469). p. 19353
13. WEATHER BUREAU. The Commerce Committee reported without amendment S. 2315, to authorize the Weather Bureau to make appropriate reimbursement between the respective appropriations available to the Bureau (S. Rept. 1470). p. 19352



held in trust for such member by the United States.

(b) All restrictions on the sale or encumbrance of trust or restricted interests in land, wherever located, owned by members of the tribes (including allottees, purchasers, heirs, and devisees, either adult or minor), and on trust or restricted interests in lands within the Colville Indian Reservation, regardless of ownership, are hereby removed four years after the date this section becomes effective, and the patents or deeds under which titles are then held shall pass the titles in fee simple, subject to any valid encumbrances. The titles to all interests in trust or restricted land acquired by members of the tribes by devise or inheritance four years or more after the date this section becomes effective shall vest in such members in fee simple, subject to any valid encumbrance.

(c) Prior to the time provided in subsection (b) of this section for the removal of restrictions on land owned by one or by more than one person, the Secretary may—

(1) upon request of any of the owners, partition the land and issue to each owner a patent or deed for his individual share that shall become unrestricted four years from the date this section becomes effective;

(2) upon request of any of the owners, and a finding by the Secretary that partition of all or any part of the land is not practicable, cause all or any part of the land to be sold at not less than the appraised value thereof and distribute the proceeds of sale to the owners: *Provided*, That any one or more of the owners may elect before a sale to purchase the other interests in the land at not less than the appraised value thereof, and the purchaser shall receive an unrestricted patent or deed to the land; and

(3) if the whereabouts of none of the owners can be ascertained, cause such lands to be sold and deposit the proceeds of sale in the Treasury of the United States for safekeeping.

(d) The Secretary is hereby authorized to approve—

(1) the exchange of trust or restricted land between the tribes and any of the enrolled members;

(2) the sale by the tribes of tribal property to individual members of the tribes; and

(3) the exchange of tribal property for real property in fee status. Title to all real property included in any sale or exchange as provided in this subsection shall be conveyed in fee simple.

SEC. 10. (a) The Act of June 25, 1910 (36 Stat. 855), the Act of February 14, 1913 (37 Stat. 678), and other Acts amendatory thereof shall not apply to the probate of the trust and restricted property of the members of the tribes who die six months or more after the date this section becomes effective.

(b) The laws of the several States, territories, possessions, and the District of Columbia with respect to the probate of wills, the determination of heirs, and the administration of decedents' estates shall apply to the individual property of members of the tribes who die six months or more after the date this section becomes effective.

SEC. 11. The Secretary is authorized, in his discretion, to transfer to the tribes or any member or group of members thereof any federally owned property acquired, withdrawn, or used for the administration of the affairs of the tribes which he deems necessary for Indian use, or to transfer to a public or nonprofit body any such property which he deems necessary for public use and from which members of the tribes will derive benefit.

SEC. 12. No property distributed under the provisions of this Act shall at the time of distribution be subject to Federal or State income tax. Following any distribution of property made under the provisions of this

Act, such property and any income derived therefrom by the individual, corporation, or other legal entity shall be subject to the same taxes, State and Federal, as in the case of non-Indians: *Provided*, That, for the purpose of capital gains or losses, the base value of the property shall be the value of the property when distributed to the individual, corporation, or other legal entity.

SEC. 13. (a) That part of section 5 of the Act of August 13, 1914 (35 Stat. 687; 43 U.S.C. 499), which relates to the transfer of the care, operation, and maintenance of reclamation works to water users associations or irrigation districts shall be applicable to the irrigation works on the Colville Reservation.

(b) Effective on the first day of the calendar year beginning after the date of the proclamation provided for in section 18 of this Act, the deferment of the assessment and collection of construction costs provided for in the first proviso of the Act of July 1, 1932 (47 Stat. 564; 25 U.S.C. 386a), shall terminate with respect to any lands within irrigation projects on the Colville Reservation. The Secretary shall cause the first lien against such lands created by the Act of March 7, 1928 (45 Stat. 200, 210), to be filed of record in the appropriate county office.

(c) The Secretary is authorized to adjust, eliminate, or cancel all or any part of reimbursable irrigation operation and maintenance costs and reimbursable irrigation construction costs chargeable against Indian-owned lands that are subject to the provisions of this Act, and all or any part of assessments heretofore or hereafter imposed on account of such costs, when he determines that the collection thereof would be inequitable or would result in undue hardship on the Indian owner of the land, or that the administrative costs of collection would probably equal or exceed the amount collected.

(d) Nothing contained in any other section of this Act shall affect in any way the laws applicable to irrigation projects on the Colville Indian Reservation.

SEC. 14. Nothing in this Act shall abrogate any water rights of the tribes and their members, and the laws of the State of Washington with respect to the abandonment of water rights by nonuse shall not apply to the tribes and their members until fifteen years after the date of the proclamation issued pursuant to section 18 of this Act.

SEC. 15. Prior to the transfer of title to, or the removal of restrictions from, property in accordance with the provisions of this Act, the Secretary shall protect the rights of members of the tribes who are minors, non compos mentis, or in the opinion of the Secretary, in need of assistance in conducting their affairs, by causing the appointment of guardians for such members in courts of competent jurisdiction, or by such other means as he may deem adequate without application from the member, including but not limited to the creation of a trust of such member's property with a trustee selected by the Secretary, or the purchase by the Secretary of an annuity for such member: *Provided*, That no member shall be declared to be in need of assistance in conducting his affairs unless the Secretary determines that such member does not have sufficient ability, knowledge, experience, and judgment to enable him to manage his business affairs, including the administration, use, investment, and disposition of any property turned over to such member and the income and proceeds therefrom, with such reasonable degree of prudence and wisdom as will be apt to prevent him from losing such property or the benefits thereof; *Provided further*, That any member determined by the Secretary to be in need of assistance in conducting his affairs may, within one hundred and twenty days after receipt of written notice of such

secretarial determination, contest the secretarial determination in any naturalization court for the area in which said member resides by filing therein a petition having that purpose; the burden shall thereupon devolve upon the Secretary to show cause why such member should not conduct his own affairs, and the decision of such court shall be final and conclusive with respect to the affected member's conduct of his affairs.

SEC. 16. Pending the completion of the property dispositions provided for in this Act, the funds now on deposit, or hereafter deposited, in the United States Treasury to the credit of the tribes shall be available for advance to the tribes, or for expenditure, for such purposes as may be designated by the governing body of the tribes and approved by the Secretary.

SEC. 17. The Secretary shall have authority to execute such patents, deeds, assignments, releases, certificates, contracts, and other instruments as may be necessary or appropriate to carry out the provisions of this Act, or to establish a marketable and recordable title to any property disposed of pursuant to this Act.

SEC. 18. (a) Upon removal of Federal restrictions on the property of the tribes and individual members thereof, the Secretary shall publish in the Federal Register a proclamation declaring that the Federal trust relationship to the affairs of the tribes and their members has terminated. Thereafter individual members of the tribes shall not be entitled to any of the services performed by the United States for Indians because of their status as Indians and, except as otherwise provided in this Act, all statutes of the United States which affect Indians because of their status as Indians shall no longer be applicable to the tribes and their members, and the laws of the several States shall apply to the tribes and their members in the same manner as they apply to other citizens or persons within their jurisdiction.

(b) Nothing in this Act shall affect the status of the members of the tribes as citizens of the United States.

SEC. 19. Effective on the date of the proclamation provided for in section 18 of this Act, all powers of the Secretary or other officer of the the United States to take, review, or approve any action under the constitution and by laws of the tribes are hereby terminated. Any powers conferred upon the tribes by such constitution which are inconsistent with the provisions of this Act are hereby terminated. Such termination shall not affect the power of the tribes to take any action under their constitution and bylaws that is consistent with this Act without the participation of the Secretary or other officer of the United States.

SEC. 20. The Secretary is hereby authorized and directed to transfer title to cemeteries within the Colville Reservation to any organization authorized by the tribes and approved by him. In the event such an organization is not formed by the tribes within eighteen months following the date this section becomes effective, the Secretary is directed to perfect the organization of a nonprofit entity empowered to accept title and maintain said cemeteries.

SEC. 21. The Secretary is authorized to set off against any indebtedness payable to the tribes or to the United States by any individual member of the tribes or payable to the United States by the tribes any funds payable to such individual or tribes under this Act and to deposit the amounts set off to the credit of the tribes or the United States, as the case may be.

SEC. 22. Nothing contained in this Act shall deprive the tribes or their constituent parts of any right, privilege, or benefit granted by the Act of August 13, 1946 (60 Stat. 1049).



SEC. 23. Nothing in this Act shall abrogate any valid lease, permit, license, right-of-way, lien, or other contract heretofore approved. Whenever any such instrument places in or reserves to the Secretary any powers, duties, or other functions with respect to the property subject thereto, the Secretary may transfer such functions, in whole or in part, to any Federal agency with the consent of such agency and may transfer such functions, in whole or in part, to a State agency with the consent of such agency and the other party or parties to such instrument.

SEC. 24. The Secretary is authorized to issue rules or regulations necessary to effectuate the purposes of this Act, and may in his discretion provide for tribal referendums on matters pertaining to management or disposition of tribal assets.

SEC. 25. All Acts or parts of Acts inconsistent with this Act are hereby repealed insofar as they affect the tribes or their members.

SEC. 26. If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of the Act and the application of such provision to other persons or circumstances shall not be affected thereby.

SEC. 27. Prior to the issuance of a proclamation in accordance with the provisions of section 18 of this Act, the Secretary is authorized to undertake, within the limits of available appropriations, a special program of education and training designed to help the members of the tribes to earn a livelihood, to conduct their own affairs, and to assume their responsibilities as citizens without special services because of their status as Indians. Such program may include language training, orientation in non-Indian community customs and living standards, vocational training and related subjects, transportation to the place of training or instruction, and subsistence during the course of training or instruction. For the purposes of such program the Secretary is authorized to enter into contracts or agreements with any Federal, State, or local governmental agency, corporation, association, or person. Nothing in this section shall preclude any Federal agency from undertaking any other program for the education and training of Indians with funds appropriated to it.

SEC. 28. Nothing in this Act shall affect the authority to make timber sales otherwise authorized by law prior to the termination of Federal control over such timber. If title to any of the lands comprising the Colville Indian forest is purchased by the United States, the administration of any outstanding timber sales contracts thereon entered into by the Secretary of the Interior as trustee for the tribes shall be administered by the Secretary of Agriculture.

SEC. 29. All sales of tribal lands pursuant to this Act on which roads are located shall be made subject to the right of the United States and its assigns to maintain and use such roads.

SEC. 30. Any person whose name appears on the final roll of the tribes who has, since July 24, 1961, continuously resided on any forest lands purchased by the United States by this Act shall be entitled to occupy and use as a homesite for his lifetime a reasonable acreage of such lands as determined by the Secretary of Agriculture, subject to such regulations as the Secretary of Agriculture may issue to safeguard the administration of the national forest.

SEC. 31. The costs required by this Act may be paid from tribal funds which are hereby made available for such purpose subject to full reimbursement by the United States and the appropriation of funds for that purpose is hereby authorized.

The PRESIDING OFFICER. The question is on agreeing to the committee amendment.

The amendment was agreed to.

The PRESIDING OFFICER. The bill is open to further amendment. If there be no further amendment to be proposed, the question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed for a third reading, was read the third time, and passed.

The title was amended, so as to read: "A bill to provide for the termination of Federal supervision over the property of the Confederated Tribes of Colville Indians located in the State of Washington and the individual members thereof, and for other purposes."

Mr. MANSFIELD. Mr. President, I ask unanimous consent to have printed in the RECORD an excerpt from the report (No. 1445), explaining the purposes of the bill.

There being no objection, the excerpt was ordered to be printed in the RECORD, as follows:

The purpose of S. 1442, as amended, is to provide for the termination of Federal supervision over the property of the Confederated Tribes of Colville Indians located in the State of Washington and the individual members thereof.

Section 3 of Public Law 772, 84th Congress (70 Stat. 626) provided that:

"The Business Council of the Confederated Tribes of the Colville Reservation shall, in accordance with Resolution Numbered 1955-33, dated April 8, 1955, of the Colville Business Council, submit to the Secretary of the Interior within five years from the date of enactment of this Act proposed legislation providing for the termination of Federal supervision over the property and affairs of the Confederated Tribes and their members within a reasonable time after the submission of such proposed legislation."

In compliance with the 1956 act, the tribal business council submitted proposed legislation providing for a two-stage termination program. That proposal was introduced as S. 1442.

In late October 1963, the chairman of the Subcommittee on Indian Affairs, Senator CHURCH, of Idaho, held hearings on S. 1442 at Spokane, Nespelem, and Seattle, Wash. Officials representing the tribal business council, and various organizations of Colville Indians, as well as individual Indians, and county and State officials gave testimony on and suggested amendments to S. 1442. The vast majority of those appearing to testify did not support S. 1442, but recommended a one-step termination process that would result in ending trusteeship at the earliest possible date. The subcommittee was impressed by the reasoned and persuasive arguments of the Colville people for immediate release from Federal wardship and the enactment of appropriate legislation to achieve this result. In recent tribal elections candidates running on the termination issue were elected to the business council by substantial majorities, further evidencing the desire of most members for termination.

The committee strongly believes that the members of the Colville Tribes should have the opportunity to express themselves on the question of termination.

S. 1442 has been amended by striking all of the original text and substituting language that would put into motion a terminal program similar to that enacted in 1954 for the Klamath Tribe of Oregon.

#### ENFORCEMENT OF RULES AND REGULATIONS FOR PROTECTION, DEVELOPMENT, AND ADMINISTRATION OF NATIONAL FORESTS AND NATIONAL GRASSLANDS

Mr. MANSFIELD. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 1382.

The PRESIDING OFFICER. The bill will be stated by title.

The LEGISLATIVE CLERK. A bill (H.R. 7588) to provide for enforcement of rules and regulations for the protection, development, and administration of the national forests and national grasslands.

The PRESIDING OFFICER. Is there objection to the request of the Senator from Montana?

There being no objection, the Senate proceeded to consider the bill, which was ordered to a third reading, read the third time, and passed.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to have printed in the RECORD an excerpt from the report (No. 1447), explaining the purposes of the bill.

There being no objection, the excerpt was ordered to be printed in the RECORD, as follows:

This bill would permit violators of national forest and national grassland regulations, at their election, to be tried and sentenced by a U.S. Commissioner. This would provide a more expeditious and convenient forum than the U.S. district court, and therefore strengthen enforcement. Persons committing petty offenses in the national parks now have such an election. Examples of the type of offenses covered by the regulations are littering, parking violations, and use of motor scooters in wilderness areas.

#### EXCHANGE OF LANDS ADJACENT TO LASSEN NATIONAL FOREST, CALIF.

Mr. MANSFIELD. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 1383.

The PRESIDING OFFICER. The bill will be stated by title.

The LEGISLATIVE CLERK. A bill (H.R. 10069) to authorize the exchange of lands adjacent to the Lassen National Forest in California and for other purposes.

The PRESIDING OFFICER. Is there objection to the request of the Senator from Montana?

There being no objection, the bill was considered, ordered to a third reading, read the third time, and passed.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to have printed in the RECORD an excerpt from the report (No. 1448), explaining the purposes of the bill.

There being no objection, the excerpt was ordered to be printed in the RECORD, as follows:

This bill permits the exchange of national forest lands for 198.24 acres of privately owned land of equal value adjacent to, but outside the exterior boundaries of, Lassen National Forest. The desired lands are near Eagle Lake and are needed for recreational



development. There is existing authority for exchanges of lands within the national forest boundaries, and the bill would extend these existing authorities to the desired 198.24 acres.

#### SALE OF CERTAIN LAND IN GRAND JUNCTION, COLO.

Mr. MANSFIELD. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 1384.

The PRESIDING OFFICER. The bill will be stated by title.

The LEGISLATIVE CLERK. A bill (H.R. 6601) to authorize the Secretary of Agriculture to sell certain land in Grand Junction, Colo., and for other purposes.

The PRESIDING OFFICER. Is there objection to the request of the Senator from Montana?

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Agriculture and Forestry, with an amendment, on page 1, line 9, after the word "improvements", to strike out "after coming into agreement with the Committee on Agriculture of the House of Representatives and the Committee on Agriculture and Forestry of the Senate" and insert a semicolon and "but no commitment to apply the proceeds in any manner shall be made unless at least 60 days prior to the making of such commitment the Secretary of Agriculture shall have advised the Chairman of the Committee on Agriculture of the House of Representatives and the chairman of the Committee on Agriculture and Forestry of the Senate in writing of the facts concerning the proposed application".

The PRESIDING OFFICER. The question is on agreeing to the committee amendment.

The amendment was agreed to.

The PRESIDING OFFICER. The bill is open to further amendment. If there be no further amendment to be proposed, the question is on the engrossment of the amendment and the third reading of the bill.

The amendment was ordered to be engrossed, and the bill to be read a third time.

The bill was read the third time, and passed.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to have printed in the RECORD an excerpt from the report (No. 1449), explaining the purposes of the bill.

There being no objection, the excerpt was ordered to be printed in the RECORD, as follows:

This bill provides for the sale at fair market value of two lots in Grand Junction, Colo., and application of the proceeds to the purchase of more suitable land and construction of similar improvements. The property has been used as a ranger district warehouse, but is now leased to a private business. The city has built up around the property, so that it is not desirable as a ranger district warehouse. The proceeds of the sale should be sufficient to cover the cost of the new facilities so that there should be little or no additional cost to the Government.

#### SALE OF U.S. ANIMAL QUARANTINE STATION, CLIFTON, N.J., TO CITY OF CLIFTON TO PROVIDE FOR ESTABLISHMENT OF A NEW STATION

Mr. MANSFIELD. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 1385.

The PRESIDING OFFICER. The bill will be stated by title.

The LEGISLATIVE CLERK. A bill (H.R. 1642) to provide for the sale of the U.S. Animal Quarantine Station, Clifton, N.J., to the city of Clifton to provide for the establishment of a new station and for other purposes.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Agriculture and Forestry, with an amendment, on page 1, line 5, after the word "area", to strike out "after coming into agreement with the Committee on Agriculture of the House of Representatives and the Committee on Agriculture and Forestry of the Senate, to establish, equip, and maintain a quarantine station for animals and birds imported into the United States" and insert "to establish, equip, and maintain a quarantine station for animals and birds imported into the United States; but no commitment shall be made as to the site at which such station shall be established unless at least sixty days prior to the making of such commitment the Secretary of Agriculture shall have advised the chairman of the Committee on Agriculture of the House of Representatives and the chairman of the Committee on Agriculture and Forestry of the Senate in writing of the facts concerning the proposed site".

The PRESIDING OFFICER. The question is on agreeing to the committee amendment.

The amendment was agreed to.

The PRESIDING OFFICER. The bill is open to further amendment. If there be no further amendment to be proposed, the question is on the engrossment of the amendment and the third reading of the bill.

The amendment was ordered to be engrossed, and the bill to be read a third time.

The bill was read the third time, and passed.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to have printed in the RECORD an excerpt from the report (No. 1450), explaining the purposes of the bill.

There being no objection, the excerpt was ordered to be printed in the RECORD, as follows:

The following description of H.R. 1642 is excerpted from a letter from the Honorable Orville L. Freeman, Secretary of Agriculture, to Congressman HAROLD D. COOLEY, chairman of the House Agriculture Committee:

"The bill would authorize the Secretary of Agriculture to (1) select a site in the New York-New Jersey port and airport area to

establish a quarantine station for animals and birds imported into the United States; (2) remove the quarantine functions now being conducted at the Clifton station to a new station; and (3) enter into an agreement providing for the sale of the lands, buildings, facilities, and improvements of the Clifton station to the city of Clifton. The said city would be required to pay the appraised value of such property as determined by the Secretary. Upon establishment of a new station the Secretary would be authorized to convey to the city by quitclaim deed for public purposes all the right, title, and interest of the Federal Government in the old station. The bill provides that the Secretary would not be required to vacate or surrender the present station until the new station would be equipped and ready for operation and the quarantine functions removed to the new station. The bill further provides that the land would revert to the United States if Clifton uses or conveys any part of the land for other than public purposes. The cost of survey required in connection with the conveyance would be at the expense of the city. Proceeds from the sale would be made available to the Secretary until expended and such additional funds would be authorized to be appropriated as may be necessary for the establishment of a new quarantine station."

#### ESTABLISHMENT OF FORT LARNED AS NATIONAL HISTORIC SITE

Mr. MANSFIELD. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 1392.

The PRESIDING OFFICER. The bill will be stated by title.

The LEGISLATIVE CLERK. A bill (H.R. 3071) to provide for the establishment of Fort Larned as a national historic site, and for other purposes.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the Senate proceeded to consider the bill, which was ordered for a third reading, read the third time, and passed.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to have printed in the RECORD an excerpt from the report (No. 1457), explaining the purposes of the bill.

There being no objection, the excerpt was ordered to be printed in the RECORD, as follows:

H.R. 3071, proposes the acquisition of approximately 750 acres of land in Pawnee County, Kans., and the buildings of Fort Larned which remain on that land. These are to be preserved and administered as the Fort Larned National Historic Site. The area to be acquired also includes about 60 acres on which remnants of the Santa Fe Trail are preserved and plainly visible.

Fort Larned has been described as "the most significant military post on the eastern portion of the Santa Fe Trail." It was established in 1859 and abandoned as a military post in 1878. Nine of its stone buildings, erected beginning in 1864, are still in existence and are in a good state of repair. These buildings include officers' quarters, barracks, the quartermaster office and storehouse, workshops, and the bakery.

For more than 10 years after its establishment, Fort Larned played an important role in the various skirmishes and wars with the



Indians that accompanied the opening of the West. It was, among other things, headquarters for expeditions led by Gen. Winfield S. Hancock in 1867 and by Gen. Philip K. Sheridan and Lt. Col. George A. Custer in 1868-69. In addition, Fort Larned served as agency headquarters for the Indian Bureau in its dealings with the Klowas, Comanches, Cheyennes, Arapahoes, and Kiowa-Apaches; was an important Indian trading post; and was used to protect the workers who constructed the Santa Fe Railroad.

Fort Larned has been recommended by the Advisory Board on National Parks, Historic Sites, Buildings, and Monuments as having exceptional value in illustrating the history of the United States. It is, in this respect, in the same class as Bent's Old Fort, Colo., and Fort Union, N. Mex., which also played prominent roles in the history of the Santa Fe Trail. Both of these are administered as units of the national park system. It is the committee's belief that Fort Larned will be an admirable complement to these.

The estimated cost of acquiring the land involved in H.R. 3071 is \$454,000. Development costs, it is anticipated, will amount to about \$819,000. Annual operating costs are estimated at \$75,000 a year.

Mr. CARLSON. Mr. President, I ask unanimous consent to have printed in the RECORD following the passage of the bill a statement which I have prepared.

There being no objection, the statement was ordered to be printed in the RECORD, as follows:

#### STATEMENT OF SENATOR CARLSON

I appreciate very much the action taken by the Committee on Interior and Insular Affairs in reporting H.R. 3071, which provides for the establishment of Fort Larned as a national historic site.

This bill was introduced by Congressman ROBERT DOLE of the First District, Kansas, last year and is similar to a companion bill I introduced at the same time.

I want to personally express my appreciation to Senator ALAN BIBLE of Nevada, chairman of the Committee, and other members of the committee who assisted in reporting the bill.

I also want to express my appreciation to Senators LEN JORDAN of Idaho, and MILWARD SIMPSON of Wyoming, and Roy Whitacre, a member of the committee staff, who took time from their busy congressional schedule to visit Fort Larned. Their report was most helpful in securing favorable action.

This bill authorizes the Secretary of the Interior to acquire not more than 750 acres of land or interests therein, including historic Fort Larned, which he deems necessary to commemorate the significant role played by Fort Larned in the opening of the West, in Pawnee County, Kans. Lands so acquired would be known as the Fort Larned National Historic Site. The boundaries of such site would be published in the Federal Register.

Fort Larned, the northern anchor of a series of military posts that defended the southwestern frontier, is considered to be an outstanding site having many important historical associations, among which was the protection and use of the Santa Fe Trail as a base of military operations against the hostile Indians of the Central Plains, and as an agency of the Bureau of Indian Affairs for the administration of the Indians of the area under the terms of the Fort Wise Treaty of 1851.

At its April 1959 meeting, the Advisory Board on National Parks, Historic Sites, Buildings and Monuments, recommended to the Secretary of the Interior that Fort Larned be proposed as a national historic site because of its "exceptional value of illustrating and commemorating the history of the United States."

The first military fort in this vicinity, known as the "Camp on the Pawnee Fork" and later as Camp Alert, was established in 1850, about 3 miles from the present site of the fort. It was later moved to its present location and renamed Fort Larned in 1860. The renamed fort was of sod and adobe construction.

In 1862 the construction of permanent buildings of stone was begun. A quadrangle of nine of these original structures, including the utility shop, the quartermaster's building, the bakery, and the officers' and enlisted men's barracks, facing the fort parade ground, still stand.

The fort played an important role in the Plains War of 1863-64, and as a base for the expedition against the Southern Cheyenne Indians in 1864. In 1867, Maj. Gen. Winfield S. Hancock used Fort Larned as his base of operations when he led his 1,400 troops against the plains Indians.

During the 1868-69 uprising of the Southern Cheyennes, Lt. Col. Alfred Sully, after encountering an unexpected strong force of Indians, found it necessary to retreat to the protection of Fort Larned. This resulted in a general war involving the Klowas, Comanches, Arapahoes, and Southern Cheyennes.

Maj. Gen. Phillip Sheridan was ordered to organize a winter campaign against the Indians and sent Lt. Col. George A. Custer's 7th Cavalry to Fort Larned to conduct the campaign. Custer's attack resulted in the battle of the Washita on November 27, 1868, during which Chief Black Kettle's village of Southern Cheyennes was wiped out, ending the campaign.

During the period of the Civil War when the plains Indians were on the warpath, travel over the Santa Fe Trail became dangerous to groups traveling without armed escorts. The War Department designated Fort Larned as a marshalling point where armed escorts were assigned to westbound wagon trains.

The fort is now a registered national historic landmark, and the owner, in cooperation with the Fort Larned Historical Society, has opened it for public inspection. The owner has, in the past, expressed interest in the possibility of Federal ownership.

Mr. MANSFIELD. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. MANSFIELD. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### SUSPENSION OF EQUAL TIME PROVISIONS OF THE COMMUNICATIONS ACT FOR 1964 PRESIDENTIAL CAMPAIGN—CONFERENCE REPORT

Mr. PASTORE. Mr. President, I submit a report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the joint resolution (H.J. Res. 247) to suspend for the 1964 campaign the equal opportunity requirements of section 315 of the Communications Act of 1934 for legally qualified candidates for the offices of President and Vice President. I ask unanimous consent for the present consideration of the report.

The PRESIDING OFFICER. The report will be read for the information of the Senate.

The legislative clerk read the report, as follows:

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the joint resolution (H.J. Res. 247) to suspend for the 1964 campaign the equal opportunity requirements of section 315 of the Communications Act of 1934 for legally qualified candidates for the offices of President and Vice President, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate numbered 1 and agree to the same.

That the House recede from its disagreement to the amendment of the Senate numbered 2, and agree to the same with an amendment, as follows:

Strike out the matter proposed to be stricken by the Senate amendment and insert in lieu thereof the following: "overall schedule of rates,"

And the Senate agree to the same.

JOHN O. PASTORE,  
MIKE MONRONEY,  
STROM THURMOND,  
HUGH SCOTT,  
WINSTON L. PROUTY,

*Managers on the Part of the Senate.*

OREN HARRIS,  
WALTER ROGERS,  
JOHN E. MOSS,  
W. R. HULL, JR.,  
HORACE R. KORNEGAY,  
JOHN B. BENNETT,  
J. ARTHUR YOUNGER,  
GLENN CUNNINGHAM,  
JAMES T. BROYHILL,

*Managers on the Part of the House.*

The PRESIDING OFFICER. Is there objection to the present consideration of the report?

There being no objection, the Senate proceeded to consider the report.

Mr. MANSFIELD. Mr. President, will the Senator from Rhode Island yield?

Mr. PASTORE. I yield.

Mr. MANSFIELD. Mr. President, I ask unanimous consent that 30 minutes be allotted to the conference report on the joint resolution on equal time now being considered, and that the time be equally divided between the majority and minority leader.

The PRESIDING OFFICER. Is there objection to the unanimous consent request of the Senator from Montana? Without objection, the request is agreed to.

Mr. LAUSCHE. Mr. President, I shall ask for 4 minutes to speak on it.

Mr. MANSFIELD. The Senator need not worry. He will get time.

Mr. PASTORE. Mr. President, I yield myself 2 minutes.

I do not believe it is necessary to labor the explanation of this particular joint resolution. It is similar to a resolution that was passed which permitted the great debates between the candidates in the last presidential election, Mr. John F. Kennedy and Mr. Richard M. Nixon. The joint resolution relieves the broadcaster of the responsibility under section 315 of the Communications Act of 1934 to give equal time to all candidates. That section means that, unless this joint









Public Law 88-524  
88th Congress, H. R. 10069  
August 31, 1964

An Act

78 STAT. 702.

To authorize the exchange of lands adjacent to the Lassen National Forest in California, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the provisions of the Act of March 20, 1922 (42 Stat. 465), as amended and supplemented by the Act of February 28, 1925 (43 Stat. 1090), and the Act of June 11, 1960 (74 Stat. 205), are hereby extended to the following described lands:

Lassen National  
Forest, Calif.  
Land exchange.  
16 USC 485, 486.  
5 USC 511 note.

TOWNSHIP 31 NORTH, RANGE 11 EAST, MOUNT DIABLO MERIDIAN

Section 8, southwest quarter southwest quarter, west half southeast quarter southwest quarter;

Section 18, north half northeast quarter northeast quarter, northwest quarter northeast quarter, northeast quarter southwest quarter, lot 3.

Lands conveyed to the United States under this Act shall, upon acceptance of title, become parts of the Lassen National Forest and shall be subject to the laws, rules, and regulations applicable thereto.

Approved August 31, 1964.

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LEGISLATIVE HISTORY:

HOUSE REPORT No. 1623 (Comm. on Agriculture).

SENATE REPORT No. 1448 (Comm. on Agriculture & Forestry).

CONGRESSIONAL RECORD, Vol. 110 (1964):

Aug. 3: Passed House.

Aug. 18: Considered and passed Senate.

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